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HONOURABLE SRI JUSTICE B.PRAKASH RAO
AND
HONOURABLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO:21575 of 2006

DATED: 18-10-2006

Between:

M.A.Rub

..... PETITIONER

AND

1. The Secretary to Government Revenue Department, Secretariat, Hyderabad and 4 others

.....RESPONDENTS

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ORDER:(per Hon'ble Sri Justice B.Prakash Rao)

Heard the learned counsel for the petitioner and also the learned Government Pleader for Services-II, and at their request, the main writ petition itself is taken up for disposal.

The petitioner, who is the applicant in A.P. Administrative Tribunal, filed this writ petition seeking to assail the orders dated 12-

07-2006 in O.A.No.4071 of 2006 wherein the Tribunal refused to grant the interim direction sought for and ordered that any promotion made shall be subject to further orders the OA.

Though several contentions are sought to be urged on merits, however, the fact remains that apart from the very main application even the interim relief application is still not finally disposed of. Since the said observation is made only subject to further orders in the OA, it is always open for the petitioner to revive the request for interim orders once again before the Tribunal. Hence, we do not find any justification to interfere with at this stage under Article 226 of the Constitution of India. It is open for the petitioner to pursue the relief before the Tribunal.

The Writ petition is accordingly dismissed. However, in the circumstances, without costs.

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B.PRAKASH RAO, J

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RAMESH RANGANATHAN, J

18th October, 2006

SKM